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Attorney Docket No. 04122/LH

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): T. YAMADA
Serial No. : 10/789,499
Filed : February 26, 2004
For : OBJECTIVE LENS DRIVING
APPARATUS
Art Unit : 2655
Examiner :

**INFORMATION DISCLOSURE STATEMENT
WITH STATEMENT UNDER 37 CFR 1.97(e)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

Submitted herewith are the following:

- (1) Copy of a European Search Report dated September 16, 2005, issued in the counterpart European application; and
- (2) Form PTO/SB/08A.

The European Search Report is in English, thereby satisfying the requirements for a concise explanation of relevance for any non-English language publications cited therein (MPEP 609 III A(3)).

The European Search Report erroneously identifies USP 5,463,501 (Suzuki, issued October 31, 1995). That is, the correct number of this Suzuki reference is USP 5,463,501. USP 5,463,501 is identified in the attached form PTO/SB/08A.

CERTIFICATE OF FACSIMILE
TRANSMISSION
TO NO. 1-571-273-8300

TOTAL PAGES: 6

I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date noted below.


Nalini P. Sahadeo

Dated: December 6, 2005

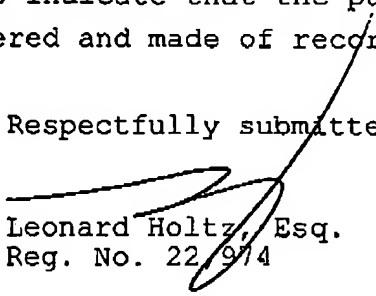
In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by credit card payment, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No. 06-1378.

STATEMENT UNDER 37 CFR 1.97(e) (1)

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present Information Disclosure Statement. Said Communication bears a mailing date of September 16, 2005. Therefore, the filing of this Information Disclosure Statement is timely under the provisions of 37 CFR 1.97(e) and does not require a fee.

It is requested that an initialed copy of the Form PTO/SB/08A be returned to indicate that the publications listed therein have been considered and made of record.

Respectfully submitted,


Leonard Holtz, Esq.
Reg. No. 22,974

Encls.

Dated: December 6, 2005

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